TYPE I−FOIA

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:16−cv−01616−APM

KING & SPALDING, LLP v. U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES et al
Assigned to: Judge Amit P. Mehta
Cause: 05:552 Freedom of Information Act

Date Filed: 08/09/2016
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: Federal Question

Plaintiff

KING & SPALDING, LLP

represented by **John C. Richter**
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ATTORNEY TO BE NOTICED

V.

Defendant

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES

represented by **Jeremy S. Simon**
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ATTORNEY TO BE NOTICED

Defendant

U.S. DEPARTMENT OF JUSTICE

represented by **Jeremy S. Simon**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/09/2016	1	COMPLAINT against ALL DEFENDANTS (Filing fee $ 400 receipt number 0090−4632777) filed by KING & SPALDING, LLP. (Attachments: # 1 Civil Cover Sheet, # 2 Summons U.S. Department of Health and Human Services, # 3 Summons U.S. Department of Justice)(Richter, John) (Entered: 08/09/2016)
08/09/2016	2	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by KING & SPALDING, LLP (Richter, John) (Entered: 08/09/2016)
08/09/2016		Case Assigned to Judge Amit P. Mehta. (md) (Entered: 08/09/2016)
08/10/2016	3	SUMMONS (4) Issued Electronically as to U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (Attachments: # 1 Notice of Consent) (md) (Entered: 08/10/2016)
08/12/2016	4	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 8/11/2016. Answer due for ALL FEDERAL DEFENDANTS by 9/10/2016. (Richter, John) (Entered: 08/12/2016)

08/12/2016	5	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 8/12/2016. (Richter, John) (Entered: 08/12/2016)
08/12/2016	6	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF JUSTICE served on 8/11/2016 (Richter, John) (Entered: 08/12/2016)
08/12/2016	7	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES served on 8/11/2016 (Richter, John) (Entered: 08/12/2016)
09/06/2016	8	NOTICE of Appearance by Jeremy S. Simon on behalf of U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE (Simon, Jeremy) (Entered: 09/06/2016)
09/07/2016	9	Consent MOTION for Extension of Time to *Answer or Otherwise Respond to Complaint* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Proposed Order)(Simon, Jeremy) (Entered: 09/07/2016)
09/07/2016		MINUTE ORDER granting 9 Consent Motion for Extension of Time to Answer or Otherwise Respond to Complaint. Defendants shall answer or otherwise respond to the Complaint on or before September 30, 2016. Signed by Judge Amit P. Mehta on 09/07/2016. (lcapm3) (Entered: 09/07/2016)
09/08/2016		Set/Reset Deadlines/Hearings: Answer or other response to complaint due by 9/30/2016. (cdw) (Entered: 09/08/2016)
09/30/2016	10	ANSWER to Complaint by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE.(Simon, Jeremy) (Entered: 09/30/2016)
09/30/2016	11	ORDER: Both a Complaint and an Answer are now before the court in this FOIA case. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before October 14, 2016. Please see the attached Order for additional details. Signed by Judge Amit P. Mehta on 09/30/2016. (lcapm3) (Entered: 09/30/2016)
09/30/2016		Set/Reset Deadlines/Hearings: Joint Status Report due by 10/14/2016. (cdw) (Entered: 10/03/2016)
09/30/2016		ENTERED IN ERROR.....Set/Reset Deadlines/Hearings: Status Conference reset for 10/17/2016 at 11:30 AM in Courtroom 10 before Judge Amit P. Mehta. (cdw) Modified on 10/3/2016 (zcdw). (Entered: 10/03/2016)
10/12/2016	12	Unopposed MOTION for Extension of Time to *File Joint Status Report* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Proposed Order)(Simon, Jeremy) (Entered: 10/12/2016)
10/13/2016		MINUTE ORDER granting 12 Motion for Extension of Time to File Joint Status Report. The parties shall submit a Joint Status Report on or before October 21, 2016. Signed by Judge Amit P. Mehta on 10/13/2016. (lcapm3) (Entered: 10/13/2016)
10/13/2016		Set/Reset Deadlines/Hearings: Joint Status Report due by 10/21/2016. (cdw) (Entered: 10/13/2016)
10/21/2016	13	Joint STATUS REPORT *and Proposed Schedule* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 10/21/2016)
11/08/2016		MINUTE ORDER. The parties are directed to file another Joint Status Report in this matter on or before December 5, 2016, which informs the court of the status of document processing and production. By that date, absent good cause, (1) the Civil Division shall complete its review of the two boxes of documents referenced in the parties' Status Report, ECF No. 13, and produce any non−exempt records, and (2) CMS and HHS shall complete their searches and produce any non−exempt records. In their next status report, the parties shall propose a summary judgment briefing schedule, if necessary. Signed by Judge Amit P. Mehta on 11/08/2016. (lcapm3) (Entered: 11/08/2016)

11/08/2016		Set/Reset Deadlines: Joint Status Report due by 12/5/2016. (mac) (Entered: 11/08/2016)
12/05/2016	14	Joint STATUS REPORT *of the Parties and Proposed Schedule* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 12/05/2016)
12/05/2016	15	MOTION for Extension of Time to *Complete Search and Processing and Release of Responsive Records* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Proposed Order)(Simon, Jeremy) (Entered: 12/05/2016)
12/06/2016	16	ENTERED IN ERROR.....ORDER setting the following schedule for further proceedings in this matter: Defendant shall file the Administrative Record on or before January 31, 2017; Plaintiffs shall file their Motion for Summary Judgment on or before February 28, 2017; Defendant shall file its Cross−Motion for Summary Judgment and Opposition to Plaintiffs' Motion for Summary Judgment on or before March 28, 2017; Plaintiffs shall file their Opposition to Defendant's Cross−Motion for Summary Judgment and Reply, if any, on or before April 11, 2017; and Defendant shall file its Reply, if any, on or before April 25, 2017. Please see attached Order for additional details. Signed by Judge Amit P. Mehta on 12/06/2016. (lcapm3) Modified on 12/6/2016 (zcdw). (Entered: 12/06/2016)
12/06/2016		MINUTE ORDER: The parties shall appear for a status hearing on December 9, 2016, at 2:15 p.m., in Courtroom 10. In the event counsel or a party is unable to appear on the scheduled date and time due to an unresolvable scheduling conflict, counsel shall meet and confer and provide, via email, two alternative dates and times to the Courtroom Deputy Clerk, Ms. Chashawn White (Chashawn_White@dcd.uscourts.gov), who shall reset the status hearing and provide notice to the parties. Signed by Judge Amit P. Mehta on 12/06/2016. (lcapm3) (Entered: 12/06/2016)
12/06/2016		Set/Reset Deadlines/Hearings: Status Conference set for 12/9/2016 at 2:15 PM in Courtroom 10 before Judge Amit P. Mehta. (cdw) (Entered: 12/06/2016)
12/06/2016	17	MEMORANDUM in opposition to re 15 MOTION for Extension of Time to *Complete Search and Processing and Release of Responsive Records* filed by KING & SPALDING, LLP. (Attachments: # 1 Text of Proposed Order Proposed Order)(Richter, John) Modified on 12/7/2016 to correct docket event/text (jf). (Entered: 12/06/2016)
12/09/2016		MINUTE ORDER granting in part and denying in part 15 Defendants' Motion for Extension of Time to Complete Search and Processing and Release of Responsive Records. Defendants shall conclude all processing and production on or before December 23, 2016. The parties shall thereafter meet and confer and shall file a Joint Status Report on or before January 5, 2017, addressing whether summary judgment briefing is needed, and, if so, to what extent. If summary judgment briefing is necessary, parties shall include a proposed briefing schedule. Signed by Judge Amit P. Mehta on 12/09/2016. (lcapm3) (Entered: 12/09/2016)
12/09/2016		Set/Reset Deadlines/Hearings: Joint Status Report due by 1/5/2017. (cdw) (Entered: 12/12/2016)
12/09/2016		Minute Entry for proceedings held before Judge Amit P. Mehta: Status Conference held on 12/9/2016. (Court Reporter: Crystal Pilgrim) (cdw) (Entered: 12/12/2016)
01/05/2017	18	Joint STATUS REPORT *and Proposed Briefing Schedule* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 01/05/2017)
01/06/2017	19	ORDER entering the following schedule for further proceedings in this matter: Defendants' Motion for Summary Judgment shall be filed on or before February 7, 2017; Plaintiff's Cross−Motion for Summary Judgment and Opposition to Defendants' Motion for Summary Judgment shall be filed on or before February 28, 2017; Defendants' Reply and Opposition to Plaintiff's Motion for Summary Judgment shall be filed on or before March 21, 2017; and Plaintiff's Reply shall be filed on or before April 11, 2017. See attached Order for additional details. Signed by Judge Amit P. Mehta on 01/06/2017. (lcapm3) (Entered: 01/06/2017)

01/06/2017		Set/Reset Deadlines/Hearings: Defendants' Summary Judgment motions due by 2/7/2017. Response to Motion for Summary Judgment due by 2/28/2017. Reply to Motion for Summary Judgment due by 3/21/2017. Plaintiff's Cross Motion due by 2/28/2017. Response to Cross Motion due by 3/21/2017. Reply to Cross Motion due by 4/11/2017. (cdw) (Entered: 01/06/2017)
02/07/2017	20	MOTION for Summary Judgment , *Local Rule 7(h) Statement and Supporting Memorandum* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Proposed Order, # 2 Declaration of Tricia Francis and EOUSA Vaughn Index, # 3 Declaration of Theresa D. Jones, # 4 Declaration of Jarell Oshodi, # 5 Declaration of Michael Bell, # 6 Declaration of Robin Brooks, # 7 Declaration of Hugh Gilmore)(Simon, Jeremy) (Entered: 02/07/2017)
02/28/2017	21	Cross MOTION for Summary Judgment by KING & SPALDING, LLP (Attachments: # 1 Declaration of John C. Richter and Exhibits, # 2 Text of Proposed Order)(Richter, John) (Entered: 02/28/2017)
02/28/2017	22	RESPONSE re 20 MOTION for Summary Judgment , *Local Rule 7(h) Statement and Supporting Memorandum* filed by KING & SPALDING, LLP. (Attachments: # 1 Declaration of John C. Richter and Exhibits)(Richter, John) (Entered: 02/28/2017)
03/20/2017	23	MOTION for Extension of Time to *File Defendants' Combined Reply and Opposition* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Proposed Order)(Simon, Jeremy) (Entered: 03/20/2017)
03/20/2017	24	Memorandum in opposition to re 23 MOTION for Extension of Time to *File Defendants' Combined Reply and Opposition* filed by KING & SPALDING, LLP. (Richter, John) (Entered: 03/20/2017)
03/21/2017		MINUTE ORDER granting in part and denying in part 23 Defendants' Motion for Extension of Time. Defendants' Reply and Opposition to Plaintiff's Motion for Summary Judgment shall be filed on or before April 11, 2017; and Plaintiff's Reply shall be filed on or before May 2, 2017. Signed by Judge Amit P. Mehta on 03/21/2017. (lcapm3) (Entered: 03/21/2017)
03/21/2017		Set/Reset Deadlines/Hearings: Defendants' Reply to Motion for Summary Judgment due by 4/11/2017. Defendants' Response to Cross Motion due by 4/11/2017. Reply to Cross Motion due by 5/2/2017. (cdw) (Entered: 03/23/2017)
04/10/2017	25	Memorandum in opposition to re 21 Cross MOTION for Summary Judgment *and Response to Plaintiff's Local Rule 7(h) Statement* filed by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE. (Attachments: # 1 Response to Plaintiff's Statement of Facts, # 2 Second Declaration of Tricia Francis, # 3 Supplemental Declaration of Theresa Jones, # 4 Proposed Order)(Simon, Jeremy) (Entered: 04/10/2017)
04/10/2017	26	REPLY to opposition to motion re 20 MOTION for Summary Judgment , *Local Rule 7(h) Statement and Supporting Memorandum (Combined Reply and Opposition to Cross Motion) (duplicate of Docket Entry No. 25)* filed by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE. (Attachments: # 1 Response to Plaintiff's Fact Statement, # 2 Second Declaration of Tricia Francis, # 3 Supplemental Declaration of Theresa Jones, # 4 Proposed Order)(Simon, Jeremy) (Entered: 04/10/2017)
05/02/2017	27	REPLY to opposition to motion re 21 Cross MOTION for Summary Judgment filed by KING & SPALDING, LLP. (Attachments: # 1 Exhibit A − Flynn Declaration, # 2 Exhibit B − Finley Declaration, # 3 Exhibit C − Richter Supplemental Declaration)(Richter, John) (Entered: 05/02/2017)
09/06/2017	28	MEMORANDUM OPINION AND ORDER denying without prejudice 20 Defendants' Motion for Summary Judgment and 21 Plaintiff's Cross−Motion for Summary Judgment. See the attached Memorandum Opinion and Order for further details. Signed by Judge Amit P. Mehta on 09/06/2017. (lcapm2) (Entered: 09/06/2017)

09/06/2017		Set/Reset Deadlines/Hearings: Joint Status Report due by 9/22/2017. (cdw) (Entered: 09/07/2017)
09/22/2017	29	Joint STATUS REPORT *AND PROPOSED BRIEFING SCHEDULE* by KING & SPALDING, LLP. (Richter, John) (Entered: 09/22/2017)
09/26/2017		MINUTE ORDER. The court has considered the parties' positions as set forth in their Joint Status Report and Proposed Briefing Schedule, ECF No. 29. Further proceedings shall be governed by the following schedule: (1) Defendants' Renewed Motion for Summary Judgment and Any Additional Supporting Declarations/Vaughn Index Entries shall be filed no later than October 20, 2017; (2) Plaintiff's Cross−Motion and Opposition shall be filed no later than November 10, 2017; (2) Defendants' Reply and Opposition to Cross−Motion shall be filed no later than November 21, 2017; and (4) Plaintiff's Reply shall be filed no later than December 5, 2017. Each party's opening brief shall be limited to 15 double−spaced pages; each party's reply brief shall be limited to 7 double−spaced pages. The parties shall avoid repeating arguments made in the initial round of summary judgment briefing and may incorporate such arguments by reference. Additionally, the parties need not re−submit any evidence already offered and may refer to such evidence as necessary. The parties' briefs shall address the issues raised by the court in its Memorandum Opinion and Order, ECF No. 28, at 4−5. Signed by Judge Amit P. Mehta on 09/26/2017. (lcapm3) (Entered: 09/26/2017)
10/19/2017	30	MOTION for Extension of Time to *File Renewed Motion for Summary Judgment* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Proposed Order)(Simon, Jeremy) (Entered: 10/19/2017)
10/20/2017	31	Memorandum in opposition to re 30 MOTION for Extension of Time to *File Renewed Motion for Summary Judgment* filed by KING & SPALDING, LLP. (Richter, John) (Entered: 10/20/2017)
10/20/2017		MINUTE ORDER granting in part and denying in part Defendants' 30 Motion for Extension of Time. Defendants' Renewed Motion for Summary Judgment and Any Additional Supporting Declarations/Vaughn Index Entries shall be filed no later than November 2, 2017, and all remaining deadlines in the current briefing schedule are moved back by seven days. Plaintiff's Cross−Motion and Opposition shall be filed no later than November 17, 2017; Defendants' Reply and Opposition to Cross−Motion shall be filed no later than November 28, 2017; and Plaintiff's Reply shall be filed no later than December 12, 2017. All other terms of the court's Minute Order of September 26, 2017, shall continue to apply. No further extensions of time will be granted except for extraordinary circumstances. Signed by Judge Amit P. Mehta on 10/20/2017. (lcapm3) (Entered: 10/20/2017)
10/20/2017		Set/Reset Deadlines/Hearings: Defendants' Renewed Summary Judgment motion and supporting declarations/Vaughn Index due by 11/2/2017. Response to Motion for Summary Judgment due by 11/17/2017. Reply to Motion for Summary Judgment due by 11/28/2017. Plaintiff's Cross Motion due by 11/17/2017. Response to Cross Motion due by 11/28/2017. Reply to Cross Motion due by 12/12/2017. (zcdw) (Entered: 10/23/2017)
11/02/2017	32	MOTION for Summary Judgment *(Defendants' Renewed Motion for Summary Judgment)* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Proposed Order)(Simon, Jeremy) (Entered: 11/02/2017)
11/17/2017	33	Cross MOTION for Summary Judgment by KING & SPALDING, LLP (Attachments: # 1 Text of Proposed Order)(Richter, John) (Entered: 11/17/2017)
11/17/2017	34	Memorandum in opposition to re 32 MOTION for Summary Judgment *(Defendants' Renewed Motion for Summary Judgment)* filed by KING & SPALDING, LLP. (Richter, John) (Entered: 11/17/2017)
11/28/2017	35	Memorandum in opposition to re 33 Cross MOTION for Summary Judgment *(Defendants' Combined Opposition and Reply Memorandum)* filed by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE. (Attachments: # 1 Proposed Order, # 2 Exhibit 1)(Simon, Jeremy) (Entered: 11/28/2017)

11/28/2017	36	REPLY to opposition to motion re 32 MOTION for Summary Judgment *(Defendants' Renewed Motion for Summary Judgment) Defendants' Combined Opposition and Reply) (duplicate of ECF 35)* filed by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE. (Attachments: # 1 Proposed Order, # 2 Exhibit 1)(Simon, Jeremy) (Entered: 11/28/2017)
12/12/2017	37	REPLY to opposition to motion re 33 Cross MOTION for Summary Judgment filed by KING & SPALDING, LLP. (Richter, John) (Entered: 12/12/2017)
09/07/2018	38	MEMORANDUM OPINION AND ORDER granting in part and denying in part Defendants' 32 Renewed Motion for Summary Judgment and Plaintiff's 33 Renewed Cross−Motion for Summary Judgment. Please see the attached Memorandum Opinion and Order for additional details. Signed by Judge Amit P. Mehta on 09/07/2018. (lcapm1) (Entered: 09/07/2018)
09/07/2018		Set/Reset Deadlines: Supplemental Declarations due by 10/9/2018. Joint Status Report due by 10/22/2018. (zjd) (Entered: 09/12/2018)
10/09/2018	39	NOTICE *of Filing Pursuant to the Court's September 7, 2018 Memorandum Opinion* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Second Supplemental Declaration of Theresa Jones, # 2 Third Declaration of Tricia Francis)(Simon, Jeremy) (Entered: 10/09/2018)
10/09/2018	40	SEALED DOCUMENT filed by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE re 39 Notice (Other), (This document is SEALED and only available to authorized persons.) (Attachments: # 1 Exhibit 1 to Third Francis Declaration)(Simon, Jeremy) (Entered: 10/09/2018)
10/19/2018	41	Consent MOTION for Extension of Time to *File Status Report* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Proposed Order)(Simon, Jeremy) (Entered: 10/19/2018)
10/19/2018		MINUTE ORDER granting Defendants' 41 Consent Motion for Extension of Time for Parties to File Status Report. The parties' Joint Status Report shall now be due on or before October 31, 2018. Signed by Judge Amit P. Mehta on 10/19/2018. (lcapm1) (Entered: 10/19/2018)
10/19/2018		Set/Reset Deadlines: Joint Status Report due by 10/31/2018. (zjd) (Entered: 10/19/2018)
10/31/2018	42	Joint STATUS REPORT *and Proposed Briefing Schedule* by KING & SPALDING, LLP. (Richter, John) (Entered: 10/31/2018)
11/06/2018	43	ORDER declining to disclose, in whole or in part, the sealed 40 Declaration filed with the court on October 9, 2018. See attached Order for additional details. Signed by Judge Amit P. Mehta on 11/06/2018. (lcapm1) (Entered: 11/06/2018)
11/06/2018		Set/Reset Hearings: Status Conference set for 11/15/2018 at 10:15 AM in Courtroom 10 before Judge Amit P. Mehta. (zjd) (Entered: 11/07/2018)
11/15/2018		Minute Entry for proceedings held before Judge Amit P. Mehta: Status Conference held on 11/15/2018. Defendants' Status Report due by 11/28/2018. (Court Reporter: Jeff Hook) (zjd) (Entered: 11/16/2018)
11/28/2018	44	TRANSCRIPT OF STATUS CONFERENCE before Judge Amit P. Mehta held on November 15, 2018. Page Numbers: 1 − 48. Date of Issuance: November 28, 2018. Court Reporter: Jeff Hook. Telephone number: 202−354−3373. Transcripts may be ordered by submitting the Transcript Order Form For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter ref erenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi−page, condensed, CD or ASCII) may be purchased from the court reporter. **NOTICE RE REDACTION OF TRANSCRIPTS:** The parties have twenty−one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made

		available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov. Redaction Request due 12/19/2018. Redacted Transcript Deadline set for 12/29/2018. Release of Transcript Restriction set for 2/26/2019.(Hook, Jeff) (Entered: 11/28/2018)
11/28/2018	45	STATUS REPORT *(Defendants' Status Report)* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE. (Simon, Jeremy) (Entered: 11/28/2018)
11/28/2018	46	STATUS REPORT by KING & SPALDING, LLP. (Richter, John) (Entered: 11/28/2018)
12/05/2018	47	ORDER. After reviewing the parties' Status Reports, ECF Nos. 45 and 46 , the court orders the following with respect to further proceedings in this matter: No later than December 14, 2018, the parties shall have met and conferred. The parties shall file a Joint Status Report on December 18, 2018, advising whether any disputes remain about the scope of the search. Defendants' Motion for Summary Judgment shall be filed on or before December 21, 2018; Plaintiff's Consolidated Cross−Motion for Summary Judgment and Opposition to Defendants' Motion for Summary Judgment and Motion for Reconsideration shall be filed on or before January 11, 2019; Defendants' Consolidated Reply and Opposition to Plaintiff's Motion for Summary Judgment and Reconsideration shall be filed on or before February 1, 2019; and Plaintiff's Reply shall be filed on or before February 15, 2019. If the parties reach agreement on the scope of the search, thereby leaving only Plaintiff's motion for reconsideration, the deadlines above are vacated and the briefing shall proceed as follows: Plaintiff's Motion for Reconsideration shall be due on December 21, 2018; Defendants' Opposition to Plaintiffs Motion shall be due on January 11, 2019; and Plaintiff's Reply shall be due on February 1, 2019. See attached Order for additional details. Signed by Judge Amit P. Mehta on 12/5/2018 (lcapm2) (Entered: 12/05/2018)
12/05/2018		Set/Reset Deadlines/Hearings: Attorney Meet and Confer Conference due by 12/14/2018. Joint Status Report due by 12/18/2018. Defendants' Motion for Summary Judgment due by 12/21/2018. Plaintiff's Consolidated Cross−Motion for Summary Judgment and Opposition to Defendants' Motion for Summary Judgment due by 1/11/2019. Defendants' Consolidated Reply and Opposition due by 2/1/2019. Plaintiff's Reply due by 2/15/2019. Plaintiff's Motion for Reconsideration due by 12/21/2018. Defendants' Opposition due by 1/11/2019. Plaintiff's Reply due by 2/1/2019. (zjd) (Entered: 12/06/2018)
12/10/2018	48	Unopposed MOTION to Clarify re 47 Order,,,,, by KING & SPALDING, LLP (Attachments: # 1 Text of Proposed Order)(Richter, John) (Entered: 12/10/2018)
12/11/2018	49	ORDER granting 48 Plaintiff's Unopposed Motion to Clarify. See attached Order for additional details. Signed by Judge Amit P. Mehta on 12/11/2018. (lcapm1) (Entered: 12/11/2018)
12/18/2018	50	Joint STATUS REPORT by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE. (Attachments: # 1 Third Supplemental Jones Declaration)(Simon, Jeremy) (Entered: 12/18/2018)
12/21/2018	51	Second Renewed MOTION for Summary Judgment by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Proposed Order)(Simon, Jeremy) Modified on 12/26/2018 (jf). (Entered: 12/21/2018)
01/11/2019	52	Cross MOTION for Summary Judgment *(Second Renewed)*, MOTION for Reconsideration re 38 Memorandum & Opinion, by KING & SPALDING, LLP (Attachments: # 1 Declaration of John C. Richter and Exhibits, # 2 Text of Proposed Order)(Richter, John) (Entered: 01/11/2019)
01/11/2019	53	RESPONSE re 51 Second Renewed MOTION for Summary Judgment *(Duplicate of Docket Entry No. 52)* filed by KING & SPALDING, LLP. (Attachments: # 1 Declaration of John C. Richter and Exhibits, # 2 Text of Proposed Order)(Richter, John) (Entered: 01/11/2019)

01/11/2019	54	MOTION for Leave to File *Amended Memorandum of Points and Authorities* by KING & SPALDING, LLP (Attachments: # 1 Exhibit A: Amended Memorandum, # 2 Text of Proposed Order)(Richter, John) (Entered: 01/11/2019)
01/14/2019		MINUTE ORDER granting 54 Plaintiff's Motion for Leave to File an Amended Memorandum of Points and Authorities. Plaintiff shall file an Amended Memorandum of Points and Authorities on or before January 16, 2019. Signed by Judge Amit P. Mehta on 01/14/2019. (lcapm1) (Entered: 01/14/2019)
01/14/2019	55	ERRATA (Amended Memorandum in Support) re 53 Response to motion, and 52 Cross MOTION for Summary Judgment *(Second Renewed)* MOTION for Reconsideration re 38 Memorandum & Opinion, filed by KING & SPALDING, LLP. (jf) (Entered: 01/15/2019)
01/31/2019	56	Unopposed MOTION for Extension of Time to *File Defendants' Consolidated Reply and Opposition and to Adjust Remaining Deadlines in Briefing Schedule* by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Proposed Order)(Simon, Jeremy) (Entered: 01/31/2019)
02/01/2019		MINUTE ORDER granting 56 Defendant's Unopposed Motion for Extension of Time. The remaining deadlines in the this matter are modified as follows: (1) Defendants' Consolidated Reply and Opposition to Plaintiff's Cross−Motion and Motion for Reconsideration shall be due on or before February 6, 2019; and (2) Plaintiff's Reply in Support of its Cross−Motion and Motion for Reconsideration shall be due on or before February 21, 2019. Signed by Judge Amit P. Mehta on 02/01/2019. (lcapm1) (Entered: 02/01/2019)
02/01/2019		Set/Reset Deadlines: Defendant's Reply and Opposition due by 2/6/2019. Plaintiff's Reply due by 2/21/2019. (zjd) (Entered: 02/06/2019)
02/06/2019	57	Memorandum in opposition to re 52 Cross MOTION for Summary Judgment *(Second Renewed)* MOTION for Reconsideration re 38 Memorandum & Opinion, filed by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE. (Attachments: # 1 Proposed Order, # 2 Response to Plaintiff's Local Rule 7(h) Statement)(Simon, Jeremy) (Entered: 02/06/2019)
02/06/2019	58	REPLY to opposition to motion re 51 Second Renewed MOTION for Summary Judgment *(duplicate of Docket Entry No. 57)* filed by U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF JUSTICE. (Attachments: # 1 Proposed Order, # 2 Response to Plaintiff's Local Rule 7(h) Statement)(Simon, Jeremy) (Entered: 02/06/2019)
02/21/2019	59	REPLY to opposition to motion re 52 Cross MOTION for Summary Judgment *(Second Renewed)* MOTION for Reconsideration re 38 Memorandum & Opinion, filed by KING & SPALDING, LLP. (Richter, John) (Entered: 02/21/2019)
05/28/2019		MINUTE ORDER. On April 12, 2019, the DC Circuit decided John Doe, 1 v. Federal Election Commission, 920 F.3d 866 (D.C. Cir. 2019). At pages 872−73 of the decision, the court addressed the privacy interests of a lawyer serving as a trustee for a trust for purposes of FOIA Exemption 7(C). In rejecting the potential application of Exemption 7(C), the court held: "[T]he trustee's privacy interest in his representational capacity is minimal." Furthermore, citing Washington Post Co. v. U.S. Dep't of Justice, 863 F.2d 96, 100 (D.C. Cir. 1998), the court stated: "Information relating to business judgments and relationships does not qualify for exemption. This is so even if disclosure might tarnish someone's professional reputation." Also, in footnote 12, the court distinguished SafeCard Services, Inc. v. SEC, 926 F.2d 1197 (D.C. Cir. 1991). By June 5, 2019, the parties may file a supplement of no more than five double−spaced pages, addressing the impact of John Doe, 1 on Plaintiff's Motion for Reconsideration. Signed by Judge Amit P. Mehta on 05/28/2019. (lcapm1) (Entered: 05/28/2019)